

CASE ANNOUNCEMENTS
COLORADO SUPREME COURT
TUESDAY, JUNE 21, 2022

"Slip opinions" are the opinions delivered by the Supreme Court Justices and are subject to modification, rehearing, withdrawal, or clerical corrections. Modifications to previously posted opinions will be linked to the case number in the petition for rehearing section the day the changes are announced.

Click on the case number to view the opinion in pdf format.

OPINIONS

[2022 CO 28](#)

Supreme Court Case No. 20SC343
Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 17CA1536

Petitioner:

The People of the State of Colorado,

v.

Respondent:

Yolanda Ursula Vialpando.

Judgment Reversed
en banc

CHIEF JUSTICE BOATRIGHT delivered the Opinion of the Court, in which **JUSTICE MÁRQUEZ**, **JUSTICE HOOD**, **JUSTICE HART**, **JUSTICE SAMOUR**, and **JUSTICE BERKENKOTTER** joined.

JUSTICE GABRIEL concurred in the judgment.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
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[2022 CO 29](#)

Supreme Court Case No. 22SC78
C.A.R. 50 Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 22CA91
District Court, City and County of Denver, Case No. 21CV32203
Honorable Michael A. Martinez, Chief Judge

Petitioner:

Chronos Builders, LLC,

v.

Respondent:

Department of Labor and Employment, Division of Family and Medical Leave
Insurance.

Judgment Affirmed

en banc

JUSTICE MÁRQUEZ delivered the Opinion of the Court, in which **CHIEF JUSTICE BOATRIGHT, JUSTICE HOOD, JUSTICE GABRIEL, JUSTICE HART, JUSTICE SAMOUR,** and **JUSTICE BERKENKOTTER** joined.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
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[2022 CO 30](#)

Supreme Court Case No. 20SC717
Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 17CA2249

Petitioner:

Timothy Robert McBride,

v.

Respondent:

The People of the State of Colorado.

Judgment Reversed
en banc

JUSTICE GABRIEL delivered the Opinion of the Court, in which **JUSTICE MÁRQUEZ, JUSTICE HART, JUSTICE SAMOUR,** and **JUSTICE BERKENKOTTER** joined.

JUSTICE HOOD, joined by **CHIEF JUSTICE BOATRIGHT,** dissented.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
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[2022 CO 31](#)

Supreme Court Case No. 21SA386
Interlocutory Appeal from the District Court
Adams County District Court Case No. 21CR441
Honorable Sean Patrick Finn, Judge

Plaintiff-Appellant:

The People of the State of Colorado,

v.

Defendant-Appellee:

Isaiah Cain Trujillo-Tucson.

Order Reversed

en banc

JUSTICE HART delivered the Opinion of the Court, in which **CHIEF JUSTICE BOATRIGHT**, **JUSTICE HOOD**, **JUSTICE GABRIEL**, and **JUSTICE SAMOUR**, joined.

JUSTICE GABRIEL, joined by **JUSTICE HOOD**, specially concurred.

JUSTICE BERKENKOTTER, joined by **JUSTICE MÁRQUEZ**, dissented.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
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[2022 CO 32](#)

Supreme Court Case No. 20SC947
Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 19CA1243

Petitioner:

Ford Motor Company,

v.

Respondent:

Forrest Walker.

Judgment Reversed
en banc

JUSTICE SAMOUR delivered the Opinion of the Court, in which **CHIEF JUSTICE BOATRIGHT**, **JUSTICE HOOD**, and **JUSTICE GABRIEL** joined.
JUSTICE MÁRQUEZ, joined by **JUSTICE HART**, dissented.
JUSTICE BERKENKOTTER did not participate.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
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[2022 CO 33](#)

Supreme Court Case No. 21SC52
Certiorari to the Colorado Court of Appeals
Court of Appeals Case No. 19CA890

Petitioner:

Nathanael E. Owens,

v.

Respondents:

Mary Carlson, Scott Dauffenbach, and Dean Williams.

Judgment Reversed
en banc

JUSTICE SAMOUR delivered the Opinion of the Court, in which **CHIEF JUSTICE BOATRIGHT, JUSTICE MÁRQUEZ, JUSTICE HOOD, JUSTICE GABRIEL, JUSTICE HART,** and **JUSTICE BERKENKOTTER** joined.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
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[2022 CO 34](#)

Supreme Court Case No. 22SA31
Original Proceeding Pursuant to C.A.R. 21
Arapahoe County District Court Case No. 21DR31126
Honorable Cynthia D. Mares, Judge

In Re

In Re the Parental Responsibilities of

Child:

E.K.,

Petitioner:

Steven Eugene Cook,

and

Respondents:

Holly Mercer Cook and Martin Andre Kristiseter.

Rule Made Absolute

en banc

JUSTICE BERKENKOTTER delivered the Opinion of the Court, in which **CHIEF JUSTICE BOATRIGHT, JUSTICE MÁRQUEZ, JUSTICE HOOD, JUSTICE GABRIEL, JUSTICE HART,** and **JUSTICE SAMOUR** joined.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
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PETITIONS FOR REHEARING

2022 CO 22

Supreme Court Case No. 21SA122
Appeal from the District Court
Water Division 1, Case No. 16CW3052
Honorable James F. Hartmann, Water Judge

Concerning the Application for Water Rights of The Farmers Reservoir and Irrigation Company in Adams and Weld Counties.

Applicant-Appellant/Cross-Appellee:

The Farmers Reservoir and Irrigation Company,

v.

Opposer-Appellees:

Public Service Company of Colorado; Irrigationists Association; Central Colorado Water Conservancy District; Fort Morgan Reservoir and Irrigation Company; City of Brighton; City of Commerce City; Henrylyn Irrigation District; South Adams County Water and Sanitation District; Town of Lochbuie; Platte Valley Irrigation Company; City of Englewood; City of Aurora; Lower Latham Reservoir Company; Dream Weaver Holdings LLC; City of Thornton; Centennial Water and Sanitation District; Kevin Rein, State Engineer; and Corey DeAngelis, Division Engineer for Water Division 1;

and

Opposer-Appellees/Cross-Appellants:

Arapahoe County Water and Wastewater Authority, East Cherry Creek Valley Water and Sanitation District, and United Water and Sanitation District.

Petition for Rehearing DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
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ORIGINAL PROCEEDING

[22SA195](#) In Re Nelson, Floyd v. Encompass
Order to Show Cause issued June 14, 2022

GRANTED PETITION FOR WRIT OF CERTIORARI

No. 21SC807, Court of Appeals Case No. 19CA1226

Petitioner:

Maurice Antwan Palmer,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari GRANTED. The judgment of the Colorado Court of Appeals is vacated, and the case is remanded to the Colorado Court of Appeals for reconsideration in light of *People v. Weeks*, 20SC340, 2021 CO 75. EN BANC.

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS
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DENIED PETITIONS FOR WRIT OF CERTIORARI

No. 21SC867, Court of Appeals Case No. 20CA223

Petitioner:

Jayson Richard Anderson,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC65, Court of Appeals Case No. 18CA1800

Petitioner:

William Arellano,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC68, Court of Appeals Case No. 22CA37

Petitioner:

Nikos Warrence,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC72, Court of Appeals Case No. 20CA1062

In re the Marriage of

Petitioner:

David Michael Roecker,

and

Respondent:

Trista Michelle Roecker.

Petition for Writ of Certiorari DENIED. EN BANC.

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS
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No. 22SC85, Court of Appeals Case No. 15CA66

Petitioner:

Kenneth Dean Lee,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC99, Court of Appeals Case No. 18CA2428

Petitioner:

Marva Faye Ameen,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC102, Court of Appeals Case No. 19CA2197

Petitioner:

Troy Wayne Coen,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC103, Court of Appeals Case No. 16CA1725

Petitioner:

Oscar Berumen-Hernandez,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

*COLORADO SUPREME COURT CASE ANNOUNCEMENTS
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No. 22SC104, Court of Appeals Case No. 18CA567

Petitioner:

Lorin Gene Predovich,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC143, Court of Appeals Case No. 19CA1450

Petitioner:

Francisco Martin Talamantes,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC144, Court of Appeals Case No. 20CA1298

Petitioner:

Davis Andrew,

v.

Respondent:

The People of the State of Colorado.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC294, Court of Appeals Case No. 20CA1868

Petitioners:

A. H. n/k/a A.D. and L. D., Jr.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child:

A. D.

Petitions for Writ of Certiorari DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
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No. 22SC335, Court of Appeals Case No. 21CA1127

Petitioners:

J. F. and C. S.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child:

C. S. F.

Petitions for Writ of Certiorari DENIED. EN BANC.

No. 22SC357, Court of Appeals Case No. 21CA1268

Petitioner:

J. H.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Children:

Do. H. and Dm. H.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC361, Court of Appeals Case No. 21CA1226

Petitioner:

K. S.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child:

S. G.,

and Concerning:

D. G., Jr.

Petition for Writ of Certiorari DENIED. EN BANC.

COLORADO SUPREME COURT CASE ANNOUNCEMENTS
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No. 22SC362, Court of Appeals Case No. 21CA1266

Petitioner:

C. B.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child:

G. A. M.,

and Concerning:

M. M.

Petition for Writ of Certiorari DENIED. EN BANC.

No. 22SC364, Court of Appeals Case No. 21CA513

Petitioners:

C. L. and J. M.,

v.

Respondent:

The People of the State of Colorado,

In the Interest of Minor Child:

J. L.

Petition for Writ of Certiorari DENIED. EN BANC.
